

CHAPTER 44

SALES OF MIXED DRINKS OR COCKTAILS FOR CONSUMPTION OFF LICENSED PREMISES — CONTAINERS

H.F. 433

AN ACT relating to sales of mixed drinks or cocktails for consumption off the premises and including effective date provisions.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. [Section 123.49, subsection 2](#), paragraph d, subparagraph (4), subparagraph division (a), Code 2023, is amended to read as follows:

(a) “*Sealed container*” means a vessel, ~~including a substantial or sturdy plastic container and a vacuum or heat-sealed pouch~~, containing a mixed drink or cocktail that is designed to prevent consumption without removal of a tamper-evident lid, cap, or seal. “*Sealed container*” does not include a container with a sipping hole or other opening for a straw, ~~unless the hole or other opening includes a tamper-evident seal, but a straw may be separately provided with a sealed container to the consumer for off-premises consumption~~ a cup made of plastic that is intended for one-time use, or a cup made of paper or polystyrene foam.

Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Approved April 28, 2023